

Shire of Goomalling



**COUNCIL
MEETING
CONFIRMED
MINUTES**

March 2018





NYOONGAR ACKNOWLEDGEMENT

We acknowledge this land that we meet on today is part of the traditional lands of the Nyoongar people and that we respect their spiritual relationship with their country. We also acknowledge the Nyoongar Ballardong people as the custodians of the greater Goomalling/Koomal area and that their cultural and heritage beliefs are still important to the living Nyoongar Ballardong people today.

NOTICE OF MEETING

Meeting No. 2 of 2018 of the Shire of Goomalling Council to be held in the Council Chambers, Administration Office, 32 Quinlan Street, Goomalling on Wednesday, 21 March 2018 beginning at 1.15 pm.

QUESTION TIME

Mr Des Haywood and Mr Murray Siegert entered the meeting at 1.15 pm

Suspension of standing orders

Resolution

Moved Cr Sheen, seconded Cr Barratt that the standing orders be now suspended by Council at time 1.15 pm

CARRIED BY ABSOLUTE MAJORITY 7/0

Mr Murray Siegert, Goomalling Football Club, discussed with the Council the proposal of the possible sale of the land around the Slater Homestead, excluding the 10 acres around the Homestead as a Homestead block. Mr Siegert advised Council that the football club raise no objection to the proposal of sale of the land as long as the lease is honoured by the purchaser. But the footy club would need to arrange another lease in future years.

Mr Des Haywood left the meeting at 1.29 pm

Mr Murray Siegert left the meeting at 1.29 pm

Resumption of standing orders

Resolution

Moved Cr Ryan, seconded Cr Chester that the standing orders be now resumed by Council at 1.29 pm

CARRIED BY ABSOLUTE MAJORITY 7/0



1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1. Attendance

Chairperson	President of Council	Cr Barry Haywood
	Deputy President of Council	Cr Roland Van Gelderen
Council	Councillor	Cr Christine Barratt
	Councillor	Cr Raymond Bowen
	Councillor	Cr Julie Chester
	Councillor	Cr Kevin Ryan
	Councillor	Cr Rodney Sheen
Administration	Chief Executive Officer	Mr Cornelis (Clem) Kerp
	Finance Manager	Miss Natalie Bird

1.2. Apologies

1.3. Announcements

- Cr Chester attended the AROC meeting in Toodyay
- Cr Chester attended the Avon Tourism meeting on the 13 February 2018
- Cr Chester attended the LEMAC meeting on the 14 February 2018
- Cr Chester attended the Mortlock Sports Council meeting on the 14 February 2018
- Cr Chester, Cr Bowen, Cr Barratt, Cr Haywood, Cr Van Gelderen attended the Hospital Opening 7 March 2018
- Cr Sheen attended the Rural Water Council meeting 19 March 2018
- Cr Ryan attended the Historical Society AGM Meeting
- Cr Ryan attended the LEMAC meeting on the 14 February 2018
- Cr Ryan attended the DOAC meeting in Northam on the 13 March 2018
- Cr Ryan, Cr Van Gelderen, Cr Chester, Cr Sheen & Cr Barratt attended the meeting with JCP Consulting 21 February 2018
- Cr Haywood attended the Avon Regional Road Group Meeting in Northam 11 March 2018

Moved Cr Ryan, seconded Cr Sheen that the announcements be received.

CARRIED

2. MINUTES

Resolution

Mover Cr Chester, seconded Cr Barratt that the Minutes of the Goomalling Shire Council ordinary meeting held on Wednesday, 7 February 2018 be confirmed as a true and correct record of proceedings.

CARRIED BY ABSOLUTE MAJORITY 7/0



3. DECLARATION OF INTEREST

Councillors must declare to the President any potential conflict of interest they have in a matter before the Shire Council as soon as they become aware of it.

4. MATTERS ARISING

Nil

5. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

6. PETITIONS & MEMORIALS

Nil

7. REPORTS & MINUTES OF COMMITTEES

Resolution

Moved Cr Bowen, seconded Cr Sheen that the Finance Reports for January 2018 and February 2018 be received.

CARRIED

7.1. Finance/Audit Committee Meeting

Resolution

Mover Cr Bowen, seconded Cr Sheen that the Finance/Audit Committee Meeting minutes for meeting held Wednesday, 21 March 2018 be received.

CARRIED

7.1.1 Financial Statements for Period ending 31 January & 28 February 2018

FILE REF

APPLICANT OR PROPONENT(S)

Shire of Goomalling,

PREPARED BY

Natalie Bird, Finance Manager

APPROVED BY

Clem Kerp, Chief Executive Officer

PREVIOUSLY BEFORE COUNCIL

No

DISCLOSURE OF INTEREST

Nil

ATTACHMENTS

1. List of accounts paid for 8 February 2018 to 21 March 2018
2. Financial Statements for period ending 31 January 2018
3. Financial Statements for period ending 28 February 2018
4. Copy of Council Corporate Credit Card Statement January
5. Copy of Council Corporate Credit Card Statement February

Nature of Council's Role in the Matter

Executive
Legislative
Review

GOOMALLING
MINUTES OF ORDINARY MEETING OF COUNCIL
WEDNESDAY, 21 MARCH 2018



Purpose of Report

To endorse payment schedule for 8 February to 21 March 2018 and receive Financial Statements for periods ending 31 January 2018 and 28 February 2018, including corporate credit card.

Background

In accordance with Local Government (Financial Management) Regulation 34(1), local governments are required to prepare, each month a statement of financial activity reporting on revenue and expenditure for the month in question.

The statement of financial activity is to be presented at an ordinary meeting of Council within two (2) months after the end of the month to which the statement relates.

The statements of financial activity for the period ending 31 January 2018 & 28 February 2018, financial statements and list of accounts paid for the period ending 31 January 2018 & 28 February 2018, are hereby presented for Council's Information.

Comments and details

Council is requested to accept the monthly statement of financial activity, financial statements and list of payments as presented.

Implications to Consider

Legal and Statutory

Local Government Act 1995

Local Government (Financial Management) Regulations 1996

Voting Requirements

Simple Majority

Absolute Majority

No

7.1.1 RESOLUTION

Mover Cr Bowen, seconded Cr Sheen that Council:

1. endorse the list of payments

a. EFT1308 to EFT1324	\$ 95,829.29
b. 13607 to 13700	\$313,281.55
c. PR5567 to PR5620	\$ 66,363.00
d. DD10863, DD10883 & DD10925	\$ 28,590.02
e. 8175 to 8183	\$ 28,745.85
f. 13701 to 13716 and 13718 to 13731	\$ 90,002.61

Totalling \$622,812.32 for the period 8 February 2018 to 21 March 2018.

2. receive the financial statements for the period ending 31 January and 28 February 2018.

3. receive the Council Corporate Credit Card payments.

CARRIED



7.1.2. 2017-2018 Budget Review to 31 January 2018

FILE REF	22
APPLICANT OR PROPONENT (S)	Shire of Goomalling,
PREPARED BY	Natalie Bird, Finance Manager
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	No
DISCLOSURE OF INTEREST	Nil

APPENDIX 6. 2017-2018 Budget Review to 31 January 2018

Nature of Council's Role in the Matter

A council is to consider the review submitted to it and is to determine whether or not to adopt the review, any parts of the review or any Resolutions made in the review.

Purpose of Report

To consider and adopt the Budget Review as presented for the period 1 July 2017 to 31 January 2018

Background

The Local Government (Financial Management) Regulations 1996, regulation 33A as amended, requires that local governments conduct a budget review between 1 January and 31 March in each financial year. A copy of the review and determination is to be provided to the Department of Local Government within 30 days of the adoption of the review.

Comments and details

The purpose of the budget review is to ensure that that Council is informed of the like financial position of the Shire at 30 June 2018 in terms of its adopted budget. For purposes of annual reporting, Council is required to report against the adopted budget.

In reviewing the 2017/18 Budget and incorporating the amendments and the audited surplus for the 2016/17 financial year, the changes made to the various accounts has resulted in no change in the revised estimated closing balance of \$0 to 30 June 2018.

A copy of the 2017/18 Budget Review report and associated attachments include details of the individual amendments and a commentary.

Additional items in the review not originally budgeted include:

Account	Amount	Type	Reason
101003	4,000	Income	Liquid Waste Disposal Fees
134026	2,500	Income	Grant – Youth Week Dept Communities
134043	2,604	Income	Grant – RDA Enterprising Communities
134056	8,000	Income	Grant – Sustainable Community Grants Solar Panels (NRM)
113140	4,500	Expense	Bowling Club Maintenance
134144	4,000	Expense	Grant Youth Week Dept Communities
134165	2,300	Expense	Grant RDA Wheatbelt Enterprising
134166	2,180	Expense	Grant CLFG Youth Scholarship EX Schorer
134167	4,872	Expense	Grant CLFG CDO Scholarship Ex Bird
134414	25,257	Expense	Solar Panels for Admin Building & Caravan Park (Grant NRM)



Implications to Consider

Consultative

Chief Executive Officer
Executive Officer
Megan Shirt – Finance Consultant

Strategic

CIVIC LEADERSHIP
C2 Maintain and strengthen the Shire's capability and capacity
C2.1 Operate in a financially sustainable manner (medium term)

Policy Related

Nil

Legal and Statutory

Local Government Act 1995 (as amended).
Local Government (Financial Management) Regulations

Regulation 33A of the Local Government (Financial Management) Regulations 1996 requires:

- (1) Between 1 January and 31 March in each financial year a local government is to carry out a review of its annual budget for that year.
- (2A) The review of an annual budget for a financial year must —
 - (a) consider the local government's financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year; and
 - (b) consider the local government's financial position as at the date of the review; and
 - (c) review the outcomes for the end of that financial year that are forecast in the budget.
- (2) Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.
- (3) A council is to consider a review submitted to it and is to determine* whether or not to adopt the review, any parts of the review or any Resolutions made in the review.

*Absolute majority required.

- (4) Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.

Risk related

Non-Compliance with Financial Management Regulations.

The financial report is scrutinised to ensure that all statutory requirements are met. To meet compliance, the budget review must be adopted by Council before 30 April in each financial year.

Voting Requirements
Absolute Majority

Absolute Majority
Yes



7.1.2 RESOLUTION

Mover Cr Sheen, seconded Cr Van Gelderen that Council

- 1. in accordance with Local Government (Financial Management) Regulation 33A and the Local Government Act, Council adopts the 2017/18 Budget Review for the period ending 31 January 2018, as attached to the Agenda.**
- 2. That, the CEO provides a copy of the review and determination to the Department within 30 days of determination.**

CARRIED BY ABSOLUTE MAJORITY 7/0



8. OFFICERS' REPORTS

8.1 CHIEF EXECUTIVE OFFICER'S REPORT

8.1.1 COMPLIANCE AUDIT RETURN

FILE REF	102-1
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Clem Kerp, Chief Executive Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	N/A
DISCLOSURE OF INTEREST	N/A

APPENDICES 7. Compliance Audit Return 2017

Nature of Council's Role in the Matter

Executive
Legislative

Purpose of Report

To adopt Council's 2017 Compliance Audit Return

Background

Each Western Australian local government is required to carry out a compliance audit for the period **1 January to 31 December** against the requirements of the compliance audit return.

Comments and details

After the compliance audit return has been reviewed by the audit committee and a report presented to council, a certified copy of the return, along with the relevant section of the minutes and any additional information explaining or qualifying the compliance audit, is to be submitted to the Director General of the Department of Local Government and Communities by **31 March**.

Implications to Consider

Legal and Statutory
As required by the Local Government Act 1995

Voting Requirements

Absolute Majority Yes



8.1.1 RESOLUTION

Mover Cr Barratt, seconded Cr Sheen that Council:
hereby adopt the presented Compliance Return as the Official Compliance Return for 2017 with the following certifications:-

- The information contained in this Return is true and correct to the best of our knowledge.
- This Return was included in the agenda papers and considered by Council at the Ordinary Meeting of Council held on 21 March 2018.
- Each Councillor has had the opportunity to review the Return and to make comment to the Council.
- The extract of the minutes attached to the Return is a true and correct copy of the relevant section(s) of the above-mentioned minutes.
- The Council adopted the Compliance Audit Return as the official Return of Council for the period 1 January 2017 to 31 December 2017.
- Council and four (4) members of the Finance Audit Committee reviewed the 2017 Compliance Audit Return noting amendments as detailed and recorded its satisfaction to the answers in the return.

CARRIED BY ABSOLUTE MAJORITY 7/0



8.1.2 2016/2017 Annual Report and Setting of Annual General Meeting of Electors

FILE REF	5-1
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Natalie Bird, Finance Manager
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	No
DISCLOSURE OF INTEREST	NIL
APPENDICES	8. Shire of Goomalling 2016/2017 Annual Report, Financial Statements and Audit Report

Nature of Council's Role in the Matter

Executive
Legislative

Purpose of Report

Council is requested to accept the 2016/2017 Annual Report and Financial Statements and set the date for the Annual General Meeting of Electors.

Background

The Local Government Act 1995 requires a Local Government to prepare an Annual Report each financial year and to hold an Annual General Meeting of Electors.

The Annual General Meeting of Electors is to be held on a day selected by the Local Government, but not more than 56 days after the report is accepted by the Local Government.

The annual audit was undertaken during September 2017 by Mr Billy-Joe Thomas from Anderson Munro & Wyllie. The audit report was signed off by the Shire's auditor Mr Billy-Jo Thomas on 7 March 2018 and received in this office on 12 March 2018.

Mr Billy-Joe Thomas will meet with Council to discuss any queries relating to the 2016/2017 Annual Report and Financial Statements.

Comments and details

The audit report received indicated no matters, in the opinion of the auditors, to indicate significant adverse trends in the financial position or the financial management practices of the Shire. In other matters it was noted the following issues regarding the Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996:

- a) The annual return submitted by a Councillor has the incorrect period of 1 July 2016 to 30 June 2017 recorded. The letter acknowledging the receipt of the annual return was issued and the return filed in the Register of Financial Interests, the error not being detected. This contravened the requirements of section 5.88 (2)(b) local Government Act 1995.

To meet the legislative requirements, the Annual General Meeting must be held by 7 May 2018. It is recommended that Council accepts the 2016/2017 Annual Report and Financial Statements and confirms that date of the Annual General Meeting of Electors as Monday, 16 April 2018 and it will be held at the Community and Sports Centre, 47 Quinlan Street Goomalling at 7.00 pm



Implications to Consider

Consultative

Chief Executive Officer

Strategic

Not applicable

Policy Related

Nil

Financial

The Annual Report and Financial Statements will be printed in house.

There will be costs associated with advertising the Annual Report and giving public notice of the Annual General Meeting of Electors. These cost have been included in the 2017/2018 budget.

Legal and Statutory

Local Government Act 1995

Local Government (Financial Management) Regulations

Local Government (Administration) Regulations

Risk related

Voting Requirements

Absolute Majority

8.2.1 RESOLUTION

Mover Cr Van Gelderen, seconded Cr Chester that Council:

- 1. Pursuant of Sections 5.54 and 5.55 of the Local Government Act 1995, accepts the Annual Report and Financial Statements for the 2016/2017 financial year.**
- 2. Convenes the Annual General Meeting of Electors at 7.00 pm on Monday, 16 April 2018 at the Community and Sports Centre 47 Quinlan Street, Goomalling.**

CARRIED BY ABSOLUTE MAJORITY 7/0



8.2 ENVIRONMENTAL HEALTH/BUILDING OFFICER'S REPORT

8.2.1 Development Application – Nielsen

FILE REF	176
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Linton Thomas Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	No
DISCLOSURE OF INTEREST	NIL

Nature of Council's Role in the Matter.

To control the development of buildings in the Shire in accordance to Council's Town Planning Scheme.

Purpose of Report

Mr Anders Conrad Roefoed Nielsen of 728 Tyndall Road, Mumberkine is seeking development approve to construct a 2 bedroom 2 bathroom residence on Lot 3 Tyndall Rd.

Background

Nil

Comments and details

This building is a normal framed constructed residence that will meet the requirements of the Building Code and the National Construction Code of Australia.

The estimated costs estimated to be \$110,792.27 The application fee is \$354.54. If approved a Building Application will apply, the fee will be similar.

Implications to Consider

<i>Consultative</i>	Councils Town Planning Scheme Building Code of Australia
<i>Strategic</i>	To provide accommodation for visitors to the Shire
<i>Financial</i>	Nil
<i>Legal and Statutory</i>	Town Planning
<i>Risk related</i>	Nil

Voting Requirements Simple Majority

8.2.1 RESOLUTION

Mover Cr Ryan, seconded Cr Chester that Council:

Grants Development Approval for the installation of a 2 bedroom 2 bathroom residence on Lot 3, No. 728 Tyndall Road, Mumberkine.

CARRIED 7/0



8.2.2 Development Application - Chester

FILE REF	176
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Linton Thomas Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	No
DISCLOSURE OF INTEREST	NIL

Nature of Council's Role in the Matter.

To control the development of buildings in the Shire in accordance to Council's Town Planning Scheme.

Purpose of Report

Ms Katie Chester of Lot 60 Goomalling-Toodyay Road, Goomalling is seeking development approve to construct a 3-bedroom 2-bathroom residence.

Background

Nil

Comments and details

This building is a normal framed constructed residence that will meet the requirements of the Building Code and the National Construction Code of Australia.

The estimated costs estimated to be \$253,541 The application fee is \$811.33. If approved a Building Application will apply, the fee will be similar.

Implications to Consider

<i>Consultative</i>	Councils Town Planning Scheme Building Code of Australia
<i>Strategic</i>	To provide accommodation for visitors to the Shire
<i>Financial</i>	Nil
<i>Legal and Statutory</i>	Town Planning
<i>Risk related</i>	Nil

Voting Requirements Simple Majority

8.2.2 RESOLUTION

Mover Cr Barratt, seconded Cr Van Gelderen that Council:

Grants Development Approval for the installation of a 3-bedroom 2-bathroom residence on Lot 204 (60) Goomalling-Toodyay Road, Goomalling.

CARRIED 7/0



8.3 COMMUNITY DEVELOPMENT OFFICER'S REPORT

8.3.1 AVON WELL AGED HOUSING PROJECT

FILE REF	9-3
APPLICANT OR PROPONENT (S)	Shire's of Goomalling, Dowerin, Toodyay and Victoria Plains, Wheatbelt Development Commission, Department of Primary Industries and Regional Development.
PREPARED BY	Tahnee Bird, Community Development Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
DISCLOSURE OF INTEREST	IMPARTIAL – BARRY HAYWOOD
APPENDICES	9. BUSINESS CASE -2017-18 10. AVON WELL AGED HOUSING PROJECT – INVESTMENT PROPOSAL 11. AVON REGIONAL ORGANISATION OF COUNCIL (AROC) AGED HOUSING PROJECT – MOU

Nature of Council's role in this matter

Executive

Purpose of the report

To consider participation in the AROC "Alliance" Avon Well Aged Housing Project.

History

In January 2016 the Wheatbelt Development Commission (WDC) became aware of the opportunity to attract funding for aged accommodation through the Royalties for Region Program. The opportunity was discussed at Avon Regional Organisation of Council (AROC) to submit a business case for the Shire's of Dowerin, Goomalling, Toodyay and Victoria Plains due to the lack of private sector investment, and identified gaps in suitable housing. Northam and Chittering were excluded from the project due to the significant private investment and satisfactory supply of aged appropriate accommodation.

The four participating Councils signed a Memorandum of Understanding (MoU) which outline the formal arrangement between Councils and governance of the "alliance", including identifying Shire of Goomalling as the lead agency.

Avon Aged Housing Project business case was submitted in 2016 (authorised by all four Councils) for a total funding amount of \$6,004,014 which was *approved* by the Liberal government. The new Labor Government withdrew the program pending 2017-18 budget review.

The Regional Aged Accommodation Program is a Royalties for Regions initiative announced in the 2017-18 State Budget. The program has a reduced allocation of \$22.7 million. The objective of the Program is to provide grant funding for eligible residential age car or aged accommodation projects in regional areas.

Comments

Under the new program, funding will be sought for the construction of 6 units (instead of 22) across the three local governments (Toodyay has withdrawn). The local governments would supply the land, landscaping and site works and have applied for Royalties for Regions funding to the value of \$1,640,830.

LOCALITY	NO. UNITS	FINANCIAL YEAR
Dowerin	2	2018/19
Goomalling	2	2018/19
Yerecoin	2	2018/19

Participation by Shire of Goomalling would require an estimated cash budget contribution of \$136,998.

Business case and investment proposal has been submitted to Wheatbelt Development Commission for regional submission.



Policy Implications

The report does not contain notable policy implications

Legal & Statutory Implications

The units will be owned and managed by Council on freehold land.
Residential Tenancies Act 1987

Risk Implications

The timeframe is relatively tight due to the business case and investment proposal being required to be submitted by 9 March 2018, in order to take advantage of the funding opportunity.

However, the business case is based on the 2015/16 submission which required greater investment from Council (double the amount of units).

Strategic Implications

Strategic Goals

Create an environment that provides for a caring and healthy community

- To provide and maintain resident housing (CBP p9)

Actions

- Facilitate the provision of services for aged persons and people with disabilities (CP S2.4 p9)
- Monitor local community demand for additional IPU's (CP S2.6 p9)
- Advocate, promote and market the Shire as a place to live, work and visit (CBP E2.1 p5)
- Facilitate and integrate housing options, local services, employment and recreation facilities (CBP B1.5 p7)
- Develop successful and collaborative partnerships (CBP C1.7 p7)
- Provision and maintenance of community housing including the elderly. (CBP/Housing p9)

Sustainability

Environment

No notable environmental implications. Shire of Goomalling is including solar panels and water tanks to increase environmental efficiency.

Economic

The construction of the project support employment for full time jobs, during the construction phase. Including the opportunity for local contractors and purchase from local businesses.

Economic benefits associated with retained population

- increased local expenditure
- Creation of jobs in service and health industries
- Health cost saving attributed to increased social interactions
- Improved physical and mental health and efficiency savings through clustering

Savings achieved through economies of scale for the regional initiative \$12,000 per unit.

Social

Council recognises the need for suitable aged housing to enable people to age in place, reducing the risk of injury and increased quality of life.

Financial Implications

Participation in the project will require an estimate contribution of \$136,998 for earthworks/landscaping. Additional \$50,000 in-kind for land contribution and \$11,000 for administration by community development officer.

Voting Requirements

Absolute Majority



8.3.1 Resolution

Mover Cr Ryan, seconded Cr Van Gelderen that Council:

1. Support a regional approach to construct dedicated aged person independent living units for the Shire of Goomalling, Dowerin and Victoria Plains as part of the Royalties for Regions Regional Aged Accommodation Program to be submitted by 9 March 2018.
2. Agree to contribute in-kind administration, land, earthworks and landscaping to the value of \$198,000 for the units located in Shire of Goomalling to attract State and/or Federal funding to construct 6 aged person independent living units in the three participating Councils as a part of the regional initiative.

CARRIED BY ABSOLUTE MAJORITY 7/0

9. NOTICE OF MOTIONS FOR NEXT MEETING

Nil

10. DATE OF NEXT MEETING

The next meeting of the Goomalling Shire Council ordinary meeting be held in the Council Chamber, Administration Office, 32 Quinlan Street, Goomalling on Wednesday, 18 April 2018, commencing 1.00pm.

11. CLOSURE

There being no further business the Shire President thanked everyone for their attendance and declared the meeting closed at 2.30pm.